



RECEIVED

1746

MAY 10 2002

TC 1700

PATENT

Attorney Docket No.: HUV-050.01

(19787-5001) #8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hafner et al

)

Serial No: 09/955,738

)

Group Art Unit: 1749

Filed: September 18, 2001

)

Examiner: To Be Assigned

Title: Fabrication of Nanotube Microscopy

)

)

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on April 25, 2002.

William Homan

William Homan

Commissioner for Patents  
Washington, D.C. 20231

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BASED ON  
INTERNATIONAL SEARCH REPORT IN A RELATED PCT APPLICATION**

COPY OF PAPERS  
ORIGINALLY FILED

Sir:

In compliance with the requirements of 37 C.F.R. 1.56, submitted herewith on Form PTO-1449 is a list of publications identified in an International Search Report in a related PCT application; a copy of each publication is being submitted herewith except that of references listed in the form 1449 as: **BV, BW, BX, BY**. These documents were submitted to the Office in two Information Disclosure Statements filed respectively on **January 08, 2002** and on **February 25, 2002**. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the listed documents are material or constitute

U.S.S.N.: 09/955,738

Page 2 of 2

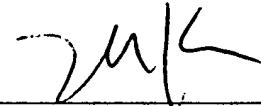
"prior art." If the Examiner applies the cited documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of said document. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the cited references be applied against the claims of the present application.

This Information Disclosure Statement is being filed within three months of the mailing date of the International Search Report; therefore, no fee is believed to be due in connection with the filing of this disclosure. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our Deposit Account, No. **06-1448**.

Respectfully submitted,

FOLEY, HOAG & ELIOT, LLP

By:

  
Theresa Kavanaugh  
Agent for Applicants  
Reg. No. 50,356

Dated: April 25, 2002

**Customer No.: 25181**

Patent Group

Foley, Hoag & Eliot LLP  
One Post Office Square  
Boston, MA 02109

Phone: (617) 832-1000  
Facsimile: (617) 832-7000